

APPLICATION FOR PATENT

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Title: CARDIAC IMPLANT DEVICE

5 FIELD AND BACKGROUND OF THE INVENTION

The present invention relates to a micro-generator implant device for providing power within a living body, the device being securely associated with heart tissue.

Many implantable medical devices, such as pacemakers and defibrillators,
10 require an electrical energy source. In pacemakers and defibrillators, this energy source normally is provided by a battery pack that is contained within the implanted device. Although rechargeable batteries have been successfully employed in a variety of applications, some present day pacemakers and defibrillators use non-rechargeable batteries.

15 Surgery, with its attendant risks, discomforts, and cost is required when it becomes necessary to replace an implanted medical device. Because the batteries are hermetically sealed within the implanted device, the entire medical device must be surgically replaced if the batteries become depleted. To avoid or postpone surgery, it thus would be beneficial to provide longer lasting
20 implantable devices. Longer life for an implant can be achieved by using a larger battery, however, this undesirably increases the size of the implant.

Despite the prominence of non-rechargeable batteries for powering implanted medical devices, some situations favor the use of rechargeable batteries. Some implanted medical devices, such as ventricular assist devices, require large amounts of electrical power to operate. Such devices often are
5 powered by an external, non-implanted power source with direct electrical connection through the skin to the implant or indirectly via induction coils. It is often desirable, however, to detach the external power source from the implant, for example, when the patient bathes. During the time that the external power source is detached, the implanted device operates from battery
10 power. Because of the large energy demand of some such implanted devices, it would be desirable to provide a rechargeable battery source for the implant to avoid having to surgically intervene to replace the non-rechargeable batteries once they become depleted. Upon reconnecting the external power source, the internal rechargeable battery pack could be recharged.

15 In applications in which rechargeable batteries are employed, a system to recharge the batteries is necessary. Such a recharging system should be non-invasive or minimally invasive. Several recharging techniques, and the inherent deficiencies thereof, are surveyed in U. S. Patent Application No. 10/266,681 to Holzer.

20 U. S. Patent Application No. 10/266,681, which is incorporated by reference for all purposes as if fully set forth herein, teaches a device for generating power within a living body. Various sources of internal mechanical energy can be harnessed by the device, including motion of heart muscle tissue,

motion of blood passing through a blood vessel, motion of a limb, and/or motion of the entire body.

Various embodiments of the device utilize the twisting motion of the heart and/or the displacement occurring due to the contraction and expansion of the heart. For utilization of the twisting motion of the heart, an implant having a ferromagnetic shaft and coil arrangement is implanted in the body in an orientation that enables the shaft to move with respect to the surrounding in response to the twisting motion resulting from each heartbeat. The magnetic field that is created induces an AC electrical current that is harnessed to supply power for the implant or for another device within the body, as needed.

Similarly, the displacement resulting from the contraction and expansion of the heart is utilized by implanting a micro-generator near the heart, preferably oriented with the axis of the shaft disposed in a substantially perpendicular fashion with respect to the heart, such that with each heartbeat, the shaft moves back and forth in relation to the coil.

The micro-generator devices taught by U. S. Patent Application No. 10/266,681 answer the need for powering a wide variety of devices for implanting within a living body. However, certain specific embodiments require affixation of the device to heart tissue. The anchoring of the device to heart tissue is extremely problematic. The above-described motions of the heart place various pressures on the device, pressures of a large magnitude that develop rapidly during the course of each heartbeat. Moreover, the anchoring mechanism must be robust enough to withstand these motions and pressures

over the requisite lifetime of the device, which is typically several years at the very least. There is, therefore, a recognized need for, and it would be highly advantageous to have, a device for and method of robustly securing an implanted medical device to heart tissue. It would be of further advantage to have a device that is easy to implant, reduces risk and discomfort to the patient, is inexpensive to manufacture, and is substantially maintenance-free.

SUMMARY OF THE INVENTION

The present invention is a heart implant device for associating with a heart of a living body, the device including: (a) a housing for securely associating with heart tissue, the housing encompassing a space, the housing including a conductive coil, and (b) a ferromagnetic element disposed within the space, the element for moving relative to the coil so as to produce electrical energy within the living body.

According to further features in the described preferred embodiments, the housing is for securely juxtaposing with the heart tissue.

According to still further features in the described preferred embodiments, the housing is for attaching directly to the heart tissue, preferably by a fixture selected from the group of fixtures including a staple, a suture, and a tie.

According to still further features in the described preferred embodiments, the housing is for disposing generally around a circumference of

the heart.

According to still further features in the described preferred
embodiments, the housing is for enveloping the heart by at least 60 degrees,
more preferably by at least 120-180 degrees, and most preferably, by at least
5 240 degrees.

According to still further features in the described preferred
embodiments, the housing is a ring for substantially encompassing the heart.

According to still further features in the described preferred
embodiments, the housing is shaped to spiral around the heart.

10 According to still further features in the described preferred
embodiments, the housing is for securely associating with an epicardium.

According to still further features in the described preferred
embodiments, the housing is for securely associating within a pericardium.

According to still further features in the described preferred
15 embodiments, a first end of the housing is disposed within a second end of the
housing.

According to still further features in the described preferred
embodiments, the first end includes the ferromagnetic element.

According to still further features in the described preferred
20 embodiments, the housing is attached to the heart tissue near a first end of the
housing, such that a second end of the housing has at least one degree of
freedom to move in response to movement of the heart tissue.

According to still further features in the described preferred

embodiments, the housing includes a plurality of compartments, each compartment including a ferromagnetic element.

According to still further features in the described preferred embodiments, each of the compartments further includes a spring mechanism
5 for returning the ferromagnetic element from a wall of the compartment.

According to still further features in the described preferred embodiments, the housing includes a flexible joint for absorbing stress due to a movement of the heart tissue.

According to still further features in the described preferred
10 embodiments, the flexible joint includes a bellowed section.

According to still further features in the described preferred embodiments, the conductive coil is disposed externally to the housing.

According to still further features in the described preferred embodiments, the conductive coil is disposed within the housing.

15 According to still further features in the described preferred embodiments, the ferromagnetic element is a shaft.

According to still further features in the described preferred embodiments, the ferromagnetic element is a ball.

According to still further features in the described preferred
20 embodiments, the housing further includes a biocompatible external layer for contacting the heart tissue.

According to still further features in the described preferred embodiments, the housing further includes a biocompatible layer disposed to

physically and electrically isolate the heart tissue from the coil.

According to still further features in the described preferred
embodiments, the external wall of the housing flares out so as to provide
increased surface area for improving a distribution of pressure applied to the
5 heart tissue.

According to still further features in the described preferred
embodiments, the external wall of the housing flares out so as to provide
increased surface area for securing the housing to the heart tissue.

According to still further features in the described preferred
10 embodiments, a first end of the housing is disposed externally to the heart.

According to still further features in the described preferred
embodiments, the first end includes a compartment, the compartment including
the ferromagnetic element.

According to still further features in the described preferred
15 embodiments, the heart implant further includes: (c) a pacemaking element for
stimulating contractions of muscle tissue in the heart.

According to still further features in the described preferred
embodiments, the device is designed and configured for anchoring between the
myocardium and epicardium.

20 According to still further features in the described preferred
embodiments, the device is designed and configured for anchoring within a
pericardium encompassing the heart.

According to still further features in the described preferred

embodiments, the device is designed and configured for anchoring between the pericardium and epicardium.

According to still further features in the described preferred embodiments, the device is designed and configured for anchoring within a
5 coronary sinus.

According to still further features in the described preferred embodiments, disposed within the space within the housing is a spring mechanism for returning the ferromagnetic element from the wall of the housing.

10 According to another aspect of the present invention there is provided a method for associating a heart implant device with a heart of a living body, the method including the steps of: (a) providing a device including: (i) a housing for securely associating with heart tissue, the housing encompassing a space, the housing including a conductive coil, and (ii) a ferromagnetic element
15 disposed within the space, the element for moving relative to the coil so as to produce electrical energy within the living body, and (b) attaching the device to the heart tissue.

According to another aspect of the present invention there is provided a heart implant device for associating with a heart of a living body, the device
20 including: (a) a housing for securely associating with heart tissue of the heart; (b) a conductive coil, and (c) a ferromagnetic element, wherein either the coil or the ferromagnetic element is securely associated with the housing, and wherein the coil and the ferromagnetic element are designed and configured for

moving relative to one another in response to a movement of the heart tissue, so as to produce electrical energy within the living body.

5 BRIEF DESCRIPTION OF THE DRAWINGS

The invention is herein described, by way of example only, with reference to the accompanying drawings. With specific reference now to the drawings in detail, it is stressed that the particulars shown are by way of example and for purposes of illustrative discussion of the preferred embodiments of the present invention only, and are presented in the cause of providing what is believed to be the most useful and readily understood description of the principles and conceptual aspects of the invention. In this regard, no attempt is made to show structural details of the invention in more detail than is necessary for a fundamental understanding of the invention, the description taken with the drawings making apparent to those skilled in the art how the several forms of the invention may be embodied in practice.

In the drawings:

FIG. 1a is a schematic diagram of a human heart;

FIG. 1b is a cross-sectional view of the heart of FIG. 1a, taken along A-A;

20 FIG. 2a is a schematic illustration of a hollow, generally ring-shaped micro-generator device, according to one embodiment of the present invention;

FIG. 2b is a schematic illustration of the device of FIG. 2a, affixed to epicardial tissue;

FIG. 3 is a schematic illustration of a hollow, generally spiral-shaped micro-generator device disposed between the pericardium and the myocardium,
5 and encompassing a heart, according to another embodiment of the present invention;

FIG. 4a is a schematic illustration of a hollow, ring-shaped micro-generator device having bellowed joints, according to another embodiment of the present invention;

10 FIG. 4b is a schematic illustration of a hollow, generally ring-shaped micro-generator device having a narrow tail end disposed within a wide head end thereof, according to another embodiment of the present invention;

FIG. 5 is a schematic illustration of an inventive, hollow, generally ring-shaped micro-generator device having multiple compartments, each compartment for
15 independent generation of energy;

FIG. 6 is a schematic illustration of a generally arc-shaped micro-generator in which a first end of the housing is secured to heart tissue, and a second end of the housing has at least one degree of freedom to move in response to movement of the heart tissue, according to another embodiment of the present
20 invention;

FIG. 7 is a schematic illustration of a cross-section of an inventive micro-generator having a flared sidewall for distributing pressures resulting from movement of the heart tissue;

FIG. 8 is a schematic illustration of an internally-powered pacemaker system, and

FIG 9 is a schematic illustration of an internally-powered pacemaker system disposed between the myocardium and the epicardium.

5 DESCRIPTION OF THE PREFERRED EMBODIMENTS

The present invention is an anchored micro-generator implant for providing power within a living body, and more particularly, for providing power to an implant in the proximity of the heart or to the heart itself.

10 The principles and operation of the anchored micro-generator implant of the present invention may be better understood with reference to the drawings and the accompanying description.

Before explaining at least one embodiment of the invention in detail, it is to be understood that the invention is not limited in its application to the details of construction and the arrangement of the components set forth in the following description or illustrated in the drawing. The invention is capable of
15 other embodiments or of being practiced or carried out in various ways. Also, it is to be understood that the phraseology and terminology employed herein is for the purpose of description and should not be regarded as limiting.

As used herein in the specification and in the claims section that follows,
20 the term "implant" refers to any powered device implanted in the body, including, but not limited to, pacemakers, defibrillators, internal communication devices, monitoring devices such as: heart condition, heart

beat, ECG, electrocardiogram, blood contents, blood pressure, temperature, blood leak from a graft stent, blood vessel ruptures, and combinations thereof. The term "implant" is meant to include intra-cardiac and intra-coronary devices. The implant may be incorporated as a part of a coronary stent, blood vessel stent, etc., and most preferably to a pacemaker. The term "implant" is meant to specifically include various internally implanted devices that are traditionally powered by external energy sources or by batteries and other energy storage devices.

As used herein in the specification and in the claims section that follows, the term "heart tissue" is specifically meant to include the epicardium, which contacts the surface of the heart, and more generally, the pericardium surrounding the heart.

As used herein in the specification and in the claims section that follows, the term "ferromagnetic" refers to any uncharged material capable of attracting others. The term also includes materials that have the capability to be magnetized. The term "ferromagnetic" is specifically meant to include materials possessing paramagnetic, ferromagnetic, and superparamagnetic properties.

As used herein in the specification and in the claims section that follows, the term "spring mechanism" includes any of various varieties of springs, spring-loaded plates, bumpers, and pre-tensioned projections.

As used herein in the specification and in the claims section that follows, the term "biocompatible material" refers to a material that does not produce a toxic, injurious, or immunological response in living tissue.

As used herein in the specification and in the claims section that follows,
5 the term "ball", used within a conductive coil, is meant to include various oval-shaped objects designed for moving relative to the housing of the coil.

As used herein in the specification and in the claims section that follows, the term "shaft", used within a conductive coil, is specifically meant to include various curved or arc-shaped objects designed for moving relative to the
10 housing of the coil, and particularly, within curved, tube-shaped housings.

A human heart **10** is illustrated in Figure 1a. Heart **10** contains four chambers, divided vertically by a membrane, or septum **12**. Each side of heart **10** has two chambers--an atrium above **42** and a ventricle **40** below. Blood is pumped out of one side of heart **10**, and through the lungs, before being
15 introduced to the other side of heart **10**. No blood passes across septum **12**.

The blood is moved physically by the contractions of the heart muscle, or myocardium **30**, which envelopes the heart chambers. The outermost layer enveloping heart **10** is the pericardium **25**, a loose protective sac that is flexible enough to allow heart **10** to expand and contract during the pumping cycle.
20 The inner layer of this sac, the epicardium **20**, adheres closely to the surface of heart **10**.

A schematic, cross-sectional view of the heart of FIG. 1a, taken along A-A, is provided in FIG. 1b. Myocardium **30** is seen to encompass the heart

chambers, e.g., ventricle **40**. Myocardium **30** is, in turn, enveloped by epicardium **20** and by pericardium **25**.

The micro-generator generates electricity by means of a ferromagnetic material moving relative to a coil, as disclosed in U. S. Patent Application No. 10/266,681 to Holzer.

A schematic illustration of a hollow, generally ring-shaped micro-generator device is provided in FIG. 2a. Micro-generator **100** includes a hollow, generally cylindrical housing **106** having a moving (e.g., sliding) ferromagnetic shaft **108** disposed therein. Affixed to or within a wall of housing **106** is a conductive coil **110**.

According to a first embodiment of the present invention, housing **106** is designed and configured as a ring structure for substantially encompassing the heart (myocardium). Preferably, micro-generator **100** is inserted between the pericardium and the heart, where cleavage planes exist. These cleavage planes are an eminently suitable place for micro-generator **100**, which is squeezed and held in place there (e.g, between the epicardium and the myocardium, or within the pericardium). Another preferred location for micro-generator **100** is within the coronary sinus (not shown). The micro-generator **100** is placed in an orientation (see Figure 2b) that enables shaft **108** to move back and forth within housing **106**, powered by the beating and twisting motions of the heart. One preferred method of fixing micro-generator **100** to epicardium **20** utilizes staples or stitches (sutures) **142**.

Shaft **108** is made of any of various ferromagnetic materials, such as iron, nickel or alloys thereof having the requisite magnetic properties. The outer surface of housing **106**, which contacts living tissue, is preferably made of various biocompatible materials that are known in the art.

5 It must be emphasized that structural modification of epicardial tissue is very common in modern heart surgery. Several examples are provided hereinbelow:

- cardiomyostimulator implantation: the latissimus dorsi muscle is cut off and replanted around the heart, enabling for epicardial pacing leads to be
10 inserted into the right ventricle and the subsequent epicardial tunneling and pocket creation for the cardiomyostimulator.
- off-pump coronary artery bypass surgery: the epicardial tissues are cut adjacent to a vessel in order to construct the distal anastomosis.
- “waffle” operation: the epicardial tissue is cut in multiple longitudinal and
15 transverse directions, thereby protecting the myocardium and the coronary arteries.
- transmyocardial revascularization: channels are cut in the epicardium in order to introduce a fiber into the left ventricle.
- myocardial patching: a myocardial patch is sutured to the heart by
20 anchoring the sutures within tunnels cut in the epicardial tissues.

FIG. 3 is a schematic illustration of a hollow, generally spiral-shaped micro-generator device **100** disposed between the epicardium and the

pericardium and encompassing heart **10**, according to another embodiment of the present invention. Alternatively, micro-generator device **100** encompasses a portion of heart **10**, as represented by segment **11**. Segment **11** is preferably designed to encompass at least 60 degrees of heart **10**, and most preferably at least 240 degrees. In some cases, more than a full 360 degrees, and even at least 420 degrees, is warranted.

The at least partial encompassing of heart **10** provides a large area for affixing device **100** to heart **10**, and perhaps more importantly, allows device **100** to grip heart **10**, such that various pressures resulting from the movement of heart **10** are absorbed and distributed along the length of device **100**. The secure association with heart **10** also ensures that the mechanical energies associated with the multi-dimensional motion of heart **10** are more efficiently absorbed and utilized by micro-generator device **100**. Device **100** may have a tube shape, and may be either solid or flexible. Device **100** may contain flexible and compressible sections to allow following the dynamic shape of the heart.

In another preferred embodiment, provided in Figure 4a, housing **106** of micro-generator **100** has flexible joints or bellows **122** for imparting longitudinal flexibility to housing **106** and for absorbing stresses and pressures (“strain-release”) caused by the natural movements of the heart.

In yet another preferred embodiment, shown schematically in Figure 4b, hollow and generally ring-shaped housing **106** has a narrow tail end **102** designed and configured for disposing within a wide head end **105** of housing

106, so as to enable a “tail-in-head” configuration around the heart. During expansion of the heart, a portion of tail end **102** is forced out of head end **105**. Subsequently, during contraction of the heart, tail end **102** penetrates more deeply into head end **105**. Hence, the “tail-in-head” configuration serves to
5 absorb and distribute various stresses and pressures caused by the natural movements of the heart.

Various positionings of coil **110** along the length of housing **106** are possible. As described hereinabove, a moving ferromagnetic element (not shown), such as a shaft, ball, etc., is disposed within housing **106**. In one
10 preferred embodiment, conductive coil **110** is disposed near head end **105**. Tail end **102** contains a ferromagnetic material, such that throughout the contraction and expansion of the heart, the motion of tail end **102** with respect to the overlapping portion **107** of head end **105** produces electrical energy. In this embodiment, tail end **102** essentially functions as a moving ferromagnetic
15 shaft, obviating the need for an additional moving ferromagnetic element.

FIG. 5 is a schematic illustration of another embodiment of the present invention, in which housing **106** of a ring-shaped micro-generator **100** is divided into a plurality of compartments, each compartment designed to independently generate energy. The length of each of the three longitudinal
20 compartments is defined by partitions **101**. A ferromagnetic ball, or cylindrical shaft or bar **130** is disposed within each compartment, for moving relative to coils **110**. Coils **110** are preferably disposed within or around housing **106**.

During each heartbeat, the displacement and twisting of the heart shake and deform micro-generator **100**, causing each ball **130** to roll or slide along the length of housing **106**, within its respective compartment, so as to induce electricity.

5 Preferably, bumpers **135** are disposed at each end of the compartments, to enhance the motion of balls **130**, and to reduce the probability of a ball **130** sticking to an end of the compartment.

The micro-generator **100** shown in FIG. 5 has three stand-alone systems working in parallel, each system designed to provide the requisite power for the
10 implant device, such that even if one or two systems fail over time, for whatever reason, micro-generator **100** continues to provide sufficient power. This is especially important for implanted systems, which must be robustly and reliably designed to operate over many years without fail.

According to another embodiment of the present invention is
15 schematically illustrated in FIG. 6. A generally arc-shaped micro-generator **100** has a first end **104** of the housing for securing to heart tissue, and a second end having at least one degree of freedom to move in response to movement of the heart tissue.

By way of example, first end **104** of micro-generator **100** is inserted
20 underneath pericardium **25**, and anchored at points **142** to the heart (myocardium) by sutures or staples. Compartment **101**, containing a ferromagnetic ball **130**, is disposed within the free end of micro-generator **100**, and is encompassed by one or more conductive coils **110**. During movements

of the heart, compartment **101** is flung, causing ball **130** to travel longitudinally therein so as to produce electricity. The ends of compartment **101** are equipped with bumpers **135**, as elaborated hereinabove. Micro-generator **100** is advantageously positioned in such a way that compartment **101** is on the
5 outside of the pericardium, and may be moved back and forth inside a tube located there. In such a configuration a hole in the pericardium is needed. Moving parts are enclosed by the tube to avoid friction with living tissue.

In another embodiment of the present invention, a schematic cross-section of which is provided in FIG. 7, a housing **106** of micro-generator **100** is
10 equipped with a flared sidewall **146** for distributing pressures **150** resulting from movement of the heart tissue. Since, the available area for distributing these pressures is greatly increased, the pressures exerted on the pericardium **25**, per unit area, are reduced. Hence the stress placed on any area having a suture, staple, or other affixing means, is correspondingly lowered, such that
15 the connection between micro-generator **100** and epicardium **20** (or other heart tissue) is more robust. Optionally or additionally, flared sidewall **146** can be oriented in the direction of myocardium **30**, so as to reduce the pressure (or “footprint”) exerted on the myocardium.

FIG. 8 is a schematic illustration of an internally-powered pacemaker
20 system **5** including a micro-generator **100** and a pacemaking unit **101** operatively attached thereto, via energy storage unit **120**. A heart motion **80** is harnessed by micro-generator **100** so as to charge energy storage unit **120**, which in turn powers pace maker **101**.

Micro-generator **100** includes a mechanical section **60** for harnessing the mechanical energy from a natural body movement, and a conversion section **70** in which mechanical energy from mechanical section **60** is converted to electrical energy.

5 Energy storage unit **120** is preferably selected from a wide variety of known internal energy storage units, including, but not limited to, capacitors and rechargeable batteries.

FIG 9 is a schematic illustration of internally-powered pacemaker system **5** disposed between myocardium **30** and epicardium **20**, along a cleavage plane **62**.

Internally-powered pacemaker system **5** enables pace maker **101** (see Figure 8) to pace heart **10** from a position outside of myocardium **30**. This obviates the need for replacing an expended battery, the need for a lead wire, and the need for puncturing the myocardium with the lead wire (to secure the lead) and introducing the lead wire into the chambers (ventricle **40** and/or atrium) of the heart.

In another preferred embodiment, internally-powered pacemaker system **5** is disposed within pericardium **25**. In yet another preferred embodiment, internally-powered pacemaker system **5** is disposed within the coronary sinus (not shown).

The insertion of the inventive device into the coronary sinus can be accomplished by one skilled in the art, using known procedures. At present, most of the devices associated with craniological treatments like coronary

stents, pacemakers, and internal defibrillator devices are introduced to the heart via the blood vessels, and the introduction of the inventive device into the coronary sinus involves no additional technological hurdles.

The insertion of the inventive device into the pericardium **25** can also be
5 accomplished by one skilled in the art, using other known procedures, many of which are related to laparoscopy. During the past few years, minimally invasive procedures based on laparoscopy and the like have been introduced to the medical community. These kinds of procedures are characterized by fast recovery, shorter hospitalization time, and low morbidity. Such procedures are
10 being used in the removal of gall bladder stones, treating hernias, and various gynecological procedures.

The suggested method makes use of the wide experience already accumulated in laparoscopic procedures, and can make use of some laparoscopes already in the market. The method of inserting the micro-
15 generator device and other devices associated therewith is preferably performed as follows:

1. A standard laparoscope with a viewing channel, an optical channel (for bringing light inside), and a working channel is inserted in the body in proximity to the heart.
- 20 2. A punch in the pericardium is performed through the working channel, using standard techniques.
3. The cleavage plane between the myocardium and the pericardium (or epicardium) is revealed.

4. A balloon is inserted to expand the cleavage plane.
5. The inventive device is inserted via the working channel.
6. The above steps should be performed under vision, using the laparoscope viewing channel, and may be confirmed by other means, including x-rays, ultra-sound and other modalities.
7. Anchoring the device to the heart tissue is done through the working channel of the laparoscope.

It should be emphasized that in order to push an arc-shaped or curved implant device, a flexible laparoscope, or a modified laparoscope should be used, so as to allow a smooth deployment through the working channel.

Although the invention has been described in conjunction with specific embodiments thereof, it is evident that many alternatives, modifications and variations will be apparent to those skilled in the art. Accordingly, it is intended to embrace all such alternatives, modifications and variations that fall within the spirit and broad scope of the appended claims. All publications, patents and patent applications mentioned in this specification are herein incorporated in their entirety by reference into the specification, to the same extent as if each individual publication, patent or patent application was specifically and individually indicated to be incorporated herein by reference. In addition, citation or identification of any reference in this application shall not be construed as an admission that such reference is available as prior art to the present invention.